

UNITED STATES COURTS
SOUTHERN DISTRICT OF TEXAS
FILED

OCT 20 2006

MICHAEL H. MILBY, CLERK OF COURT

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

UNITED STATES OF AMERICA,

vs.

JEFFREY K. SKILLING

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§

CRIMINAL NUMBER H-04-025-SS

**STATEMENT IN SUPPORT OF RESTITUTION TO THE
CERTIFIED CLASS IN *NEWBY* v. *ENRON*, H-01-3624**

Lead Plaintiff The Regents of the University of California respectfully submits this statement in support of restitution to the certified class in *Newby v. Enron*, No. H-01-3624. Judge Harmon certified the class on July 5, 2006 as follows:

(I) all persons, excluding defendants and members of their immediate families, any officer, director or partner of any defendant, any entity in which a defendant has a controlling interest and the heirs of any such excluded party, who purchased the publicly traded equity and debt securities of Enron Corporation (excluding purchases of the 6.95% Notes issued November 1998, the 8.375% Notes issued May 2000, and the Zero Coupon Convertible Notes issued July 2001 in the initial offerings of these notes) between October 19, 1998 and November 27, 2001, and were injured thereby and (ii) all states or political subdivisions thereof or state pension plans that purchased from defendants Enron's 6.40% Notes due 7/15/06 or 6.95% Notes due 7/15/28, and were injured thereby and that authorize the prosecution of the claim pursuant to the Texas Securities Act.

In re Enron Corp. Sec. Litig., 236 F.R.D. 313, 320 (S.D. Tex. 2006). Lead Plaintiff is one of the class representatives for the certified class whose losses are tens of billions of dollars.

Lead Plaintiff understands that the government proposes to transfer the majority of Mr. Skilling's forfeited funds to an account under the control of Judge Harmon to be distributed as she sees fit along with other funds generated from Securities & Exchange Commission actions regarding

Enron. Lead Plaintiff is confident Judge Harmon will distribute the funds in a fair and equitable manner to the victims of Mr. Skilling's crimes and therefore supports the government's proposal.

DATED: October 20, 2006

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of this Notice has been served in accordance with the Court's July 28, 2006 Order (Docket No. 1071) on the following on October 20, 2006.

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